

**ASSIGNED**

**AMENDED**

**APPLICATION FOR PERMIT**

Serial No. **9104**

**TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office Oct. 28, 1929

Returned to applicant for correction

Corrected application filed JUL 12 1930

The undersigned S. O. CRESSLER ESTATE, c/o E. E. McCulley  
Name of applicant  
 of CEDARVILLE, County of MODOC,  
 State of CALIFORNIA, hereby make S application for

mission to appropriate the public waters of the State of Nevada, as  
 after stated. (If applicant is a corporation, give date and place  
 of incorporation.)

The source of the proposed appropriation is Fish Creek and Tributaries  
Name of stream, lake, or other source

The amount of water applied for is 0.25 second-feet.  
One-second-foot equals 40 miners' inches

The water to be used for Stockwatering and domestic.  
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:

NW $\frac{1}{4}$  of NE $\frac{1}{4}$  Sec. 3, T. 45 N., R. 22 E., at a point which bears S. 85°  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.  
26° 30' E., 2642.88 ft. from the S. W. Corner Section 34, T. 46 N., R.  
22 E., on the Ninth Standard Parallel North.

**IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:**

- (a) Number of acres to be irrigated is \_\_\_\_\_  
 (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month

**IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:**

- (d) Power to be developed is \_\_\_\_\_ horsepower.  
 (e) Works to be located NW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 3, T. 45 N. R. 22 E.  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.  
 (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.

- (g) State number and kinds of animals to be watered 1,000 head cattle  
6,000 head of sheep

- (h) Use will begin about \_\_\_\_\_ and end about \_\_\_\_\_, of each year.  
Month Month

(i) Remarks Applicant and its predecessors in interest have used this  
source and the surrounding range territory for many years prior to 1905  
and such vested rights as have been initiated and acquired thereby and  
claimed by applicant are not waived by virtue of the filing of this appli-  
cation. This means is taken to perfect a record right to the use of said  
water, there being no provision of law at the present time for the deter-  
mination of rights by the State Engineer.

Compared A. J. R. J. J. J.

# DESCRIPTION OF PROPOSED WORKS

A dam about 700 feet long, 20 feet high 20 feet wide on top and 50 ft.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

wide on bottom conserving water from Fish Creek and Tributaries and a  
is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

reservoir covering part of Section 34 T. 46 N., R. 22 E. Secs. 3, 4, 9, 10  
and 15, T. 45 N., R. 22 E.

5. Estimated cost of works \$12,000.00

6. Estimated time required to construct works Already constructed.

7. Remarks The waters of this source have for many years been stored

For use of applicant

in a reservoir and beneficially and continuously used for irrigation on a  
large ranch owned by said estate, and the waters of this creek and reser-  
voir have been used during all of this said period for stockwatering as  
well as irrigation. The water from this reservoir is also used at the  
ranch houses for stockwatering and general culinary and domestic uses.

S. O. CRESSLER ESTATE, Applicant.

By (Signed) Harvey M. Payne

Compared

This sheet inspected

, Engineer.

PROTESTED AUGUST 5, 1930--by--VALERDI BROS., -GERLACH, NEVADA. 20891

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application,  
and do hereby grant the same, subject to the following limitations and  
conditions: This Permit is issued subject to all prior rights on the

source. The State reserves the right to regulate the use of the water  
herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount

which can be applied to beneficial use, and not to exceed .069

cubic feet per second, or sufficient to water 1000 head cattle and 6000 head  
of sheep.

Actual construction work shall begin on or before September 1, 1932

Proof of commencement of work shall be filed before October 1, 1932

Work must be prosecuted with reasonable diligence and be completed on or  
before September 1, 1933

Proof of completion of work shall be filed before October 1, 1933

Application of water to beneficial use shall be made on or before

September 1, 1935. Proof of the application of water to beneficial

use must be filed with State Engineer on or before October 1, 1935.

Proof of labor filed - 3-21-32

Map Filed July 12, 1932

Proof of completion of work filed - 3-21-32

Proof of beneficial use filed - NOV -9 1935

WITNESS MY HAND AND SEAL this 15th day

of March, 1932.

Certificate No. 154 Issued September 18, 1932

Recorded Nov. 19, 1935 Bk. N. Page 506

Washoe County Records

By H. W. Reppert  
Assistant State Engineer.

Abstracted By 57973 0.0438 Cont. 2/3/99